

United States District Court

WESTERN DISTRICT OF WASHINGTON

BRIAN J. NIEDERMIER

JUDGMENT IN A CIVIL CASE

v.

MICHAEL J. ASTRUE,
Commissioner of Social Security Administration

CASE NUMBER: C07-5224BHS

___ **Jury Verdict.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

XX **Decision by Court.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS ORDERED AND ADJUDGED

The Court adopts the Report and Recommendation; and

This action is **DISMISSED without prejudice** for failure to prosecute.

August 28, 2009
Date

BRUCE RIFKIN
Clerk

s/CM Gonzalez
Deputy Clerk